

## AERIAL SYSTEMS BY-LAW, 2012

By-law No. 16, 2012

## BY-LAW

To provide for the regulation of the erection of aerial systems in the //Khara Hais municipality; and for matters connected therewith.

BE IT ENACTED by the //Khara Hais municipality, as follows:-

**Definitions**

1. In this By-law, unless the context otherwise indicates –

"aerial system" means any device used or designed to assist radio or television broadcast or reception and shall include a dish aerial system;

"Municipal Manager" Person appointed in terms of section 82 of Act 117 of 1998; and

"Municipality" means the //Khara Hais municipality.

**Permission for certain antennae systems**

2. (1) No person may, erect a standard aerial for cellular communication of allows it to be erected.
- (a) without prior written consent of the municipality and subject to conditions determined in such notice, including any other conditions set relating to the size of the aerial, place to be erected and the type of structure;
- (b) unless, the permission to erect has been preceded by a public participation process relating to the intended erection of the aerial;
- (2) Application for permission must be made to the Municipality on the form provided by the Municipality for that purpose and must be accompanied by the fees determined by the Municipality.
- (3) Any person who does not comply with the provisions of subsection (1) must, within 12 months after this By-law has come into operation, comply with the said provisions.

**Penalty clause**

3. (1) Any person who contravenes or fails to comply with any provision of section 2(1) or any requirement or condition there under, shall be guilty of an offence.
- (2) Any person convicted of an offence in terms of subsection (1) shall be liable to a fine or to imprisonment for a period not exceeding one year, or to both a fine and such imprisonment.

**Short title**

4. This By-law shall be called the Aerial Systems By-law, 2012.